Attorney's Docket No.: 10417-094001 Client's Ref. No.: F51-137276M/SW

Art Unit : 2822

Examiner: Toniae M. Thomas

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## FOR THE PERSONAL ATTENTION OF PETITIONS OFFICE

OFFICIAL FAX NO: (703) 872-9306

Number of pages including this page

Applicant: Shuichi Kikuchi et al.

Serial No.: 09/943,667

30, a 190. . 09/975,007

Filed : August 31, 2001

Title

: Semiconductor Device and Method for Manufacturing the Same

MAIL STOP 313 (c) Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Attached to this facsimile communication cover sheet are the following documents:

- (1) Petition to Withdraw Application from Issue
- (2) Request for Continued Exam (RCE)
- (3) Preliminary Amendment
- (4) Petition for Three-Month Suspension,

faxed this 19th day of August, 2004, to the United States Patent and Trademark Office.

Respectfully submitted,

Date: August 19, 2004

Samuel Borodach Reg. No. 38,388

Fish & Richardson P.C. 45 Rockefeller Plaza, Suite 2800 New York, New York 10111 Telephone: (212) 765-5070

Fax: (212) 258-2291

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PAGE 1/10 \* RCVD AT 8/19/2004 4:58:27 PM [Eastern Daylight Time] \* SVR:USPTO-EFXRF-1/4 \* DNIS:8729306 \* CSID:+2122582291 \* DURATION (mm-ss):02-50

N ID: +21225022\_\_

Attorney's Docket No.: 10417-094001 / F51-137276M/SWENTRAL FAX CENTER

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### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Shuichi Kikuchi et al.

Art Unit : 2822

Serial No.: 09/943,667

Examiner: Toniae M. Thomas

Filed

: August 31, 2001

Title

: SEMICONDUCTOR DEVICE AND METHOD FOR MANUFACTURING THE

SAME

MAIL STOP 313 (c) Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### PETITION TO WITHDRAW

Applicant hereby petitions under §1.313(c)(2) for the withdrawal of this application from issue to permit consideration of a Preliminary Amendment filed in a continuing application. The issue fee was paid on May 24, 2004.

A request for continued examination of this application under §1.114 is being filed simultaneously herewith. The request for continued examination is intended to continue this application on the grant of this petition.

Please charge the petition fee of \$130 required by 1.17(i), and any other charges or credits to Deposit Account No. 06-1050.

#### CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that this correspondence is being transmitted by facsimile to the Patent and Trademark Office on the date indicated below.

August 19, 2004

Date of Transmission

Paula T. Romeo

Typed or Printed Name of Person Signing Certificate

PAGE

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Applicant: Shuichi Kikuchi et al.

Serial No.: 09/943,667 Filed: August 31, 2001

Page

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: 2 of 2

Attorney's Docket No.: 10417-094001 / F51-

137276M/SW

Respectfully submitted,

Date: 8/19/04

Samuel Borodach Reg. No. 38,388

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Attorney's Docket No.: 10417-094001 / F51-137276M/SW

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Shuichi Kikuchi et al.

Art Unit : 2822

Serial No.: 09/943,667

Examiner: Toniae M. Thomas

Filed

: August 31, 2001

Title : SEMIC

: SEMICONDUCTOR DEVICE AND METHOD FOR MANUFACTURING THE

SAME

MAIL STOP 313 (c)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

#### PETITION FOR THREE-MONTH SUSPENSION

Pursuant to 37 CFR §1.103(c), applicant hereby petitions for a suspension of action on the above-identified application for a period of three months so that it may consider the possible filing of a further preliminary amendment.

Please charge the required fee of \$130, and any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: 8/19/04

Samuel Borodach Reg. No. 38,388

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<u>August 19, 2004</u>

Signature

Paula T. Rom<del>c</del>o

Typed or Printed Name of Person Signing Certificate